IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 5697 of 2005

Between:

T.Gangadhar, S/o.Venkata Radha Ramana,
Ongole, Prakasam Dist.

..... PETITIONER

AND

1 Chief Secretary, Govt.of A.P., Secretariat, Hyderabad Women Development, and Child Welfare.
2 Principal Secretary Women Development & Child Welfare Department, Govt. of A.P., Secretariat, Hyderabad.
3 Principal Secretary, Social Welfare Department Secretariat, Hyderabad.
4 Principal Secretary B.C.Welfare Department, Secretariat, Hyderabad.
5 Principal Secretary, Tribal Welfare, Department, Secretariat, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more in the nature of writ of Mandamus directing the respondents to investigate into the irregularities as mentioned in the affidavit and to take necessary action against the persons who are responsible for the irregularities and corrupt practices and to take corrective measures against the irregularities for the proper and effective functioning of the women Development and child welfare Department and pass such other or further orders as this Hon'ble may deem fit.

Counsel for the Petitioner:MR.C.RAMACHANDRA RAJU

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

We do not consider it to be a fit case in which directions deserves to be issued by us in this petition filed as “Public Interest Litigation” by the petitioner alleging inaction on the part of the respondents. Only two documents have been placed by the petitioner on record, which would show that on receipt of petitioner’s representation submitted to the concerned authorities, the Regional Deputy Director, Women Development and Child Welfare, Ongole submitted her report to the District Collector, Grievances Cell and the letter dated 6.11.2004 of the Regional Deputy Director, Women Development & Child Welfare, Ongole informing the Collector, Ongole of the proposed action being initiated with respect to the irregularities of Zone – III, Women Development and Child Welfare, Ongole. Further, intimation was also given to the Commissioner, Women Development and Child Welfare, Hyderabad with copy to the petitioner herein.

When these two documents are on record, it cannot be said that the Government has not acted in the matter and when the higher authorities have been duly appraised of the situation, there is no reason why they will not act in accordance with law. At this stage, we do not find any ground to entertain the writ petition or to issue any further directions. In case, within reasonable time, no action is taken by the respondents, we reserve liberty to the petitioner to seek appropriate direction by filing fresh writ petition.

The writ petition is accordingly dismissed. No costs.

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DEVINDER GUPTA,CJ

DATE: 25th March, 2005

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B. SESHASAYANA REDDY,J

Pnb

To

1 The Chief Secretary, Women Development, and Child Welfare, Govt.of A.P., Secretariat, Hyderabad.
2 The Principal Secretary, Women Development & Child Welfare Department, Govt.
of A.P., Secretariat, Hyderabad.
3 The Principal Secretary, Social Welfare Department Secretariat, Hyderabad.
4 The Principal Secretary, B.C.Welfare Department, Secretariat, Hyderabad.
5 The Principal Secretary, Tribal Welfare, Department, Secretariat, Hyderabad.

6. Two C.Cs. to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad. (OUT)

7. Two C.D. copies